



CGHC010151502026

HIGH COURT OF CHHATTISGARH AT BILASPUR

CRR No. 537 of 2026

- Manoj Kumar Suman, S/o Geetaram Suman, aged about 40 Years, R/o Ward No. 04 Bhatgaon, Police Station and Tahsil Bhatgaon, District Sarangarh, Bilaigarh, C.G.

...Applicant

versus

- Darashram Sidar, S/o Guharam Sidar, aged about 43 Years, Resident of Ward No.9, Deeparapara Nagar, Panchayat Bhatgaon Police Station and Tahsil Bhatgaon District- Sarangarh-Bilaigarh (C.G.)

... Non-applicant

10/07/2026	Mr. Vikram Pratap, counsel for the applicant. None for the respondent/non-applicant, though served. Heard on I.A. No.01/2026, which is an application for suspension of sentence and stay of the compensation amount. By the impugned judgment dated 16.03.2026 passed in Criminal Appeal No.51/2025 by the Second Additional Judge to the Court of Additional Sessions Judge, Sarangarh, District

	Sarangarh–Bilaigarh, Sessions Division Raigarh (C.G.), the appellate Court modified the judgment dated 23.08.2025 passed in Complaint Case No.110/2024 by the Judicial Magistrate First Class, Bhatgaon, District Sarangarh–Bilaigarh (C.G.), whereby the applicant had been acquitted of the offence under Section 138 of the Negotiable Instruments Act, 1881 (for short, “the N.I. Act”). However, the learned appellate Court set aside the order of acquittal and convicted the applicant for the offence under Section 138 of the N.I. Act, directing him to pay compensation of Rs.14,20,000/- within 45 days, with a further stipulation that in default of payment, he shall undergo additional simple imprisonment for a period of six months. Learned counsel for the applicant submits that the learned trial Court was justified in acquitting the applicant of the aforesaid offence, however, the learned appellate Court has erroneously reversed the order of acquittal and convicted the applicant without proper appreciation of the evidence available on record. It is further submitted that the applicant is suffering from pancreas-related ailments and is undergoing medical treatment at District Hospital, Sarangarh and due to his medical condition, he could not deposit the compensation amount and he is in jail since 25.06.2026. In support of the same, an
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affidavit has been filed on behalf of the applicant. It is also submitted that the final disposal of the present revision is likely to take considerable time. Therefore, it is prayed that the applicant be released on bail and the compensation amount imposed upon him be stayed during the pendency of this revision.

Considering the facts and circumstances of the case, I.A. No.01/2026 is allowed. This Court is inclined to grant bail to the applicant. Accordingly, it is directed that upon the applicant depositing 30% of the cheque amount of Rs.12,50,000/- before the concerned trial Court within a period of 60 days from today, the recovery of the remaining amount shall remain stayed till the final disposal of this revision.

Subject to the aforesaid condition, the applicant shall be released on bail upon furnishing a personal bond in the sum of Rs.10,000/- before the concerned trial Court. The applicant shall appear before the Registry of this Court on 14.10.2026 and thereafter before the trial Court concerned on the dates fixed by it, and shall continue to appear there on all subsequent dates as directed till the disposal of this revision.

The respondent/Non-applicant shall be at liberty to

withdraw the amount so deposited.

List this case for final hearing.

Sd/-
(Radhakishan Agrawal)
Judge

Akhilesh